

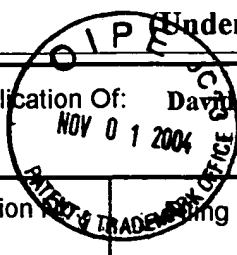
2821
16

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Under 37 CFR 1.97(b) or 1.97(c)

Docket No.
LEAP:109_US_

In Re Application Of: **David J. Cash and Vincent Vaccarelli**



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/040,566	01/07/2002	Minh D. A	24041	2821	1456

Title: **METHOD AND APPARATUS FOR AUTOMATICALLY SHUTTING OFF A MICROSCOPE**

Address to:
**Commissioner for Patents
P.O. Box 1460
Alexandria, VA 22313-1460**

37 CFR 1.97(b)

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☒ the statement specified in 37 CFR 1.97(e);

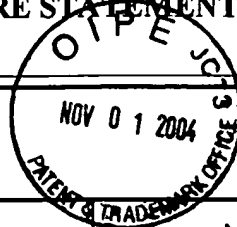
OR

☐ the fee set forth in 37 CFR 1.17(p).

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(Under 37 CFR 1.97(b) or 1.97(c))

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Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 50-0822 as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____)

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October 27, 2004

(Date)


Signature of Person Mailing Correspondence

C. Richard Lohrman, Esq.

Typed or Printed Name of Person Mailing Certificate

***This certificate may only be used if paying by deposit account.**


Signature

C. Richard Lohrman, Esq.

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CRL/KRB

CC:

Dated: October 27, 2004



**U.S. UTILITY PATENT APPLICATION
ATTORNEY DOCKET NO. LEAP:109_US_**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Matter of United States Patent Application:

Applicant(s): David J. Cash and Vincent Vaccarelli

Examiner: Minh D. A

Application No.: 10/040,566

Art Unit: 2821

Filed: 01/07/2002

For: METHOD AND APPARATUS FOR AUTOMATICALLY SHUTTING OFF A
MICROSCOPE

Certificate of Mailing by First Class Mail

I certify that this Information Disclosure Statement is being deposited on Oct. 27, 2004 with sufficient postage with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.


C. Richard Lohrman, Esq.

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Honorable Sir:

This Information Disclosure Statement is submitted in compliance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98.

In accordance with 37 C.F.R. §1.97(e)(1), Applicant states that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the

filing of the information disclosure statement.

Record is attached of published art for consideration during prosecution of the above-identified patent application. No representation is made or intended that a search has been made or, if made, was complete, or that no more pertinent art than that listed is available. It is expected that the Patent and Trademark Office will conduct an independent search for relevant prior art.

Unless otherwise indicated, or unless references cited are U.S. patents or patent application publications, a full text copy of the entire reference of published art is attached. Where specifically indicated, an equivalent English language patent or publication is attached in lieu of the translation.

In accordance with the Patent and Trademark Office Notice of August 15, 1980, also enclosed is a completed Form PTO-A820.

Respectfully submitted,



C. Richard Lohrman, Esq.

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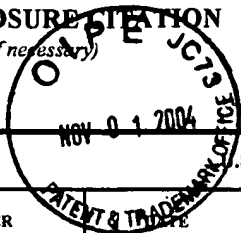
Telephone No. 716-626-1564

Dated: October 27, 2004

CRL/KRB

Enclosures (1)

INFORMATION DISCLOSURE STATEMENT <i>(Use several sheets if necessary)</i>				Docket Number (Optional) LEAP:109_US_		Application Number 10/040,566	
				Applicant(s) David J. Cash and Vincent Vaccarelli			
				Filing Date 01/07/2002		Group Art Unit 2821	



U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER		NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,666,541	09/09/1997	Sellers			

U.S. PATENT APPLICATION PUBLICATIONS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		WO01/97379 A2	12/20/2001	WO				

OTHER DOCUMENTS			<i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.